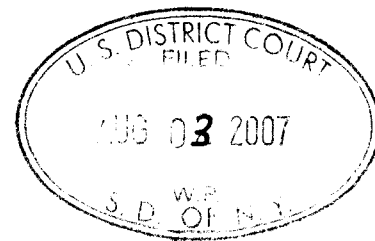


ORIGINAL



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
BENJAMIN SARCONI,

Plaintiff,

-against-

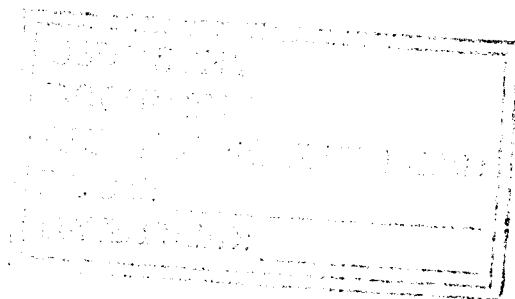
SMITHKLINE BEECHAM CORPORATION,  
GLAXOSMITHKLINE and SMITHKLINE  
BEECHAM CORPORATION d/b/a  
GLAXOSMITHKLINE,

Defendants.  
-----X

07-CV-4636 (WP4) (MDF)


STIPULATION

IT IS HEREBY STIPULATED AND AGREED between counsel for the parties to the above-captioned action, Plaintiff Benjamin Sarconi, and Defendant SmithKline Beecham d/b/a GlaxoSmithKline ("GSK") (improperly named as SMITHKLINE BEECHAM CORPORATION and GLAXOSMITHKLINE), that the time for Defendant GSK to move, plead or otherwise respond to Plaintiff's Complaint is hereby extended to thirty (30) days after entry of

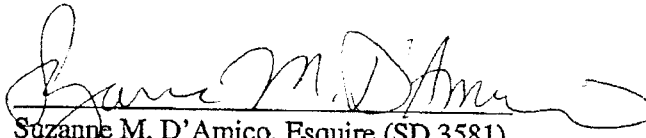


an order of the Judicial Panel on Multidistrict Litigation on the motion, filed on June 11, 2007, to transfer and consolidate in *In re Avandia Products Liability Litigation*.

Dated: July 30, 2007

  
Eleanor L. Polimeni, Esquire (EP 8687)  
FINKELSTEIN & PARTNERS, LLP  
436 Robinson Avenue  
Newburgh, NY 12550

Attorneys for Plaintiff Benjamin Sarconi

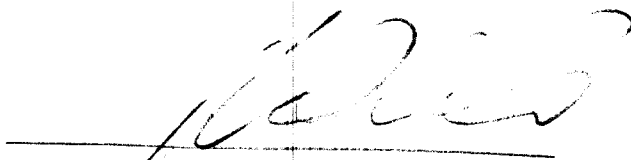
  
Suzanne M. D'Amico, Esquire (SD 3581)  
Kenneth J. King, Esquire (KK 3567)  
PEPPER HAMILTON LLP  
420 Lexington Avenue  
New York, NY 10170-2399

and

Nina M. Gussack, Esquire  
PEPPER HAMILTON LLP  
3000 Two Logan Square  
18<sup>th</sup> and Arch Streets  
Philadelphia, PA 19103

Attorneys for Defendant  
SmithKline Beecham Corporation  
d/b/a GlaxoSmithKline

So ORDERED:

  
U. S. M. J.

dated: 8/3/07

MARK D. FOX  
United States Magistrate Judge  
Southern District of New York